



U.S. Department of Justice

Environment and Natural Resources Division

DJ#90-11-2-1109

Environmental Enforcement Section
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August 18, 1997

VIA U.S. MAIL FIRST CLASS

Bernard Konkle, President
Decker Manufacturing Corporation
703 North Clark Street
Albion, Michigan 49224

Re: Albion-Sheridan Township Landfill Superfund Site
Albion, Michigan

Dear Mr. Konkle:

This letter is a follow-up to my letter to you dated July 25, 1997 in which I stated that the U.S. Department of Justice ("U.S. DOJ"), at the request of the U.S. Environmental Protection Agency ("U.S. EPA"), is prepared to bring a federal court action against the Decker Manufacturing Corporation ("Decker"), for recovery of costs incurred by the United States in responding to the release or threatened release of hazardous substances at the Albion-Sheridan Township Landfill Site (the "Site"), and for violation of an administrative order issued by U.S. EPA pursuant to the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended ("CERCLA")

The July 25, 1997 letter extended to Decker an opportunity to discuss settlement of this matter prior to litigation. In addition, the letter requested that Decker provide us with financial information that may have a bearing on Decker's ability to reimburse any of the United States' claims in this matter. To date, however, I have not heard from.

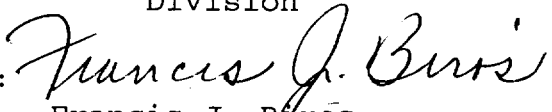
As I stated in my July 25, 1997 letter, it is our hope that we can resolve this matter short of litigation. If appropriate,

we would even be willing to consider jointly employing the assistance of a neutral mediator to help facilitate our disagreements if that might resolve this matter expeditiously. However, if I do not hear from you by August 27, 1997, I will assume that you are not interested in discussing settlement of the United States' claims at this time, and U.S. DOJ will proceed to initiate litigation in this matter.

Thank you very much for your prompt attention to this important matter.

Sincerely,

Lois J. Schiffer
Assistant Attorney General
Environment and Natural Resources
Division

By: 
Francis J. Byrnes
Trial Attorney
Environmental Enforcement Section

cc: Philip M. Moilanen, Esquire
Bullen, Moilanen, Klaasen & Swan, P.C.

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